IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 4968 of 2005

Between:

Mallipudi Satyanarayana, s/o Ammanna,
r/o Mandapeta (V) and Mandal, E.G.District.

..... PETITIONER

AND

Mandal Revenue officer, Mandapeta, E.G.District.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ of Mandamus, or any other appropriate writ, order or direction, declaring the proposed action of the respondent in trying to dispossess the petitioner from his peaceful possession and enjoyment of the land an extent of 0-09-1/2 of land in Sy.No.151/2 situated at Mandapeta village and Mandal, E.G.District, without following due process of law as illegal, arbitrary, violative of principles of natural justice and unconstitutional and for a consequential order directing the respondent not to dispossess the petitioner from the abovesaid schedule land without due process of law and pass such other order or orders as may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner : MR. CH.DHANAMJAYA

Counsel for the Respondent : GP FOR REVENUE

The Court at the stage of admission made the following :

THE HON'BLE MS. JUSTICE G.ROHINI

WRIT PETITION NO.4968 OF 2005

ORAL ORDER :

The petitioner claims to be in possession of Nine and a half cents of land situated in Sy.No.151/2 of Mandapeta village and Mandal, E.G. District. He claims that a patta has been granted in his favour in respect of the said land on 14-10-1998 and he has been in possession and enjoyment of the same. It is alleged that the subordinates of the respondent herein came to the land in question on 8-3-2005 and threatened the petitioner to vacate the said land failing which they will be evicted forcibly. The petitioner contends that the said action of the respondents in taking steps to dispossess him high-handedly is arbitrary and illegal.

Having heard the learned Counsel for both the parties and the learned Government Pleader for Revenue appearing for the respondents, without expressing any opinion

as to the ownership claimed by the petitioner, the Writ Petition is disposed of with a direction to the respondents not to interfere with the possession of the petitioner in respect of the land in question without following due process of law.

The Writ Petition is accordingly disposed of. No costs.

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16th March, 2005.

Note: CC by 21/3/2005.

(B/O)

gbs

To

1. The Mandal Revenue officer, Mandapeta, E.G.District.
2. Two CCs to G.P. for Revenue, High Court of AP Bldgs, Hyderabad (OUT).
3. Two CD copies.